

STATE OF HAWAII  
STATE PROCUREMENT OFFICE  
HONOLULU, HAWAII

Legal Ad Date: May 22, 1997

INVITATION FOR BIDS

NO. IFB-97-242-O

SEALED BIDS  
FOR  
FURNISHING AND DELIVERING

FROZEN FOOD  
FOR THE MONTHS OF  
JULY, AUGUST, AND SEPTEMBER 1997

will be received up to and opened at 2:00 p.m.

on

June 3, 1997

in the State Procurement Office, Kalanimoku Building, 1151 Punchbowl  
Street, Room 416, Honolulu, Hawaii 96813.

Questions relating to this bid solicitation may be directed to  
Mr. Grant Turner at telephone (808) 586-0565, facsimile (808) 586-  
0570.

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ROBERT J. GOVERNS, CPPB  
Procurement Officer

IFB-97-242-O

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Name of Company

The following bid is hereby submitted:

| <u>Item No.</u>                                | <u>Description</u>   | <u>Unit</u> | <u>Total Est. Quantity</u> | <u>Unit Price</u> | <u>Brand Name/ Packaging</u> | <u>Vendor</u> |
|--|--|-------------|----------------------------|-------------------|------------------------------|---------------|
| <u>FISH AND SHRIMP, FRESH FROZEN, UNCOOKED</u> |  |             |                            |                   |                              |               |
| 1.   | Ono, fillet, side, skinless, 5 to 7 lbs/pc., 50# cs.   | Lb.         | 0 Lbs.                     | \$____/lb.        | _____                        | _____         |
| 2.   | Mahimahi, side, fillet, skin-on, 3 to 5 lbs./pc., 50# cs.  | Lb.         | 300 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 3.   | Mahimahi, side, fillet, skin-on, 5 lbs. and up/pc., 50# cs.  | Lb.         | 3250 Lbs.                  | \$____/lb.        | _____                        | _____         |
| 4.   | Sable, (butterfish, black cod), whole (head removed), domestic, 17-20 pcs., 5-7 lbs. ea.           | Lb.         | 50 Lbs.                    | \$____/lb.        | _____                        | _____         |
| 5.   | Aku (skipjack), skinless, boneless, loin, dark meat removed, 1 lb. pcs., 25#/cs. (Sashimi Quality) | Lb.         | 150 Lbs.                   | \$____/lb.        | _____                        | _____         |

HAWAII PRODUCTS PREFERENCE: As provided for in Section 103D-1002, HRS, Hawaii Products are available for the following items marked with an asterisk (\*). Bidders submitting bids for Non-Hawaii Products (**hereafter referred to as NHP**) must indicate that a Non-Hawaii Product is being offered. If a bidder offering a NHP fails to indicate that he is offering a NHP, it will be presumed that a Hawaii Product is being offered. Award, if made to that bidder, will be on the basis that a Hawaii Product will be delivered regardless of the brand or other identification submitted on the bid.

|   |                                 |     |          |            |       |       |
|---|---------------------------------|-----|----------|------------|-------|-------|
| <u>MEAT, CARCASS &amp; FABRICATED CUTS, FRESH, FROZEN</u> |                                 |     |          |            |       |       |
| *6.   | Chuck, boneless, for beef stew; |     |          |            |       |       |
|   | 90% lean, 50/60# case:          |     |          |            |       |       |
|   | Cut 1-1/2" cubed                |     |          |            |       |       |
| *7.   | USDA Commercial or better       |     |          |            |       |       |
|   | [ ] A NHP                       | Lb. | 400 Lbs. | \$____/lb. | _____ | _____ |
|   | Cut 1" x 1" cube                |     |          |            |       |       |
|   | USDA Choice or better           |     |          |            |       |       |
|   | [ ] A NHP                       | Lb. | 250 Lbs. | \$____/lb. | _____ | _____ |
|   |                                 |     |          |            |       |       |

OFFER FORM

OF-2

Bidder

| <u>Item No.</u>   | <u>Description</u>  | <u>Unit</u> | <u>Total Est. Quantity</u> | <u>Unit Price</u>   | <u>Brand Name/ Packaging</u> | <u>Vendor</u> |
|---|---|-------------|----------------------------|---------------------|------------------------------|---------------|
| <u>MEAT, CARCASS &amp; FABRICATED CUTS, FRESH, FROZEN</u> (continued) |   |             |                            |                     |                              |               |
| * 8.  | Clod, steer, boneless, shoulder, fat trimmed 1/4" max. 50/60 lb./case:<br>[ ] A NHP                               | Lb.         | 1800 Lbs.                  | \$____/lb.          |                              |               |
| * 9.  | USDA Choice<br>[ ] A NHP  | Lb.         | 0 Lbs.                     | \$____/lb.          |                              |               |
| *10.  | Beef, half carcass, frozen, 250-350 lbs/half, "Ready-to-Cut" block sections<br>USDA Select or better<br>[ ] A NHP | Lb.         | 3600 Lbs.                  | \$____/lb.          |                              |               |
| *11.  | Rib roast, oven prepared #109, 19 to 22 lbs., 60 lb. case<br>USDA Choice<br>[ ] A NHP                             | Lb.         | 450 Lbs.                   | \$____/lb.          |                              |               |
| *12.  | Rib eye roll, #112, 6-8 lb/pcs.<br>USDA Choice<br>[ ] A NHP   | Lb.         | 1190 Lbs.                  | \$____/lb.          |                              |               |
| *13.  | Round, "inside" (top), trimmed, 1/4" max. fat, 50/60 lb. case<br>USDA Choice<br>[ ] A NHP                         | Lb.         | 810 Lbs.                   | \$____/lb.          |                              |               |
| *14.  | Short ribs, 3-rib kosher style, defatted, cut<br>USDA Select or better<br>[ ] A NHP                               | Lb.         | 500 Lbs.                   | \$____/lb.          |                              |               |
| *15.  | Sirloin butt, boneless:<br>USDA Select or better<br>[ ] A NHP   | Lb.         | 0 Lbs.                     | \$____/lb.          |                              |               |
| *16.  | USDA Choice or better<br>[ ] A NHP  | Lb.         | 1910 Lbs.                  | \$____/lb.          |                              |               |
| <b>OFFER FORM</b>   |   |             | <b>OF-3</b>                | <b>Bidder</b> _____ |                              |               |

| <u>Item No.</u>                            | <u>Description</u>   | <u>Unit</u> | <u>Total Est. Quantity</u> | <u>Unit Price</u> | <u>Brand Name/ Packaging</u> | <u>Vendor</u> |
|--|--|-------------|----------------------------|-------------------|------------------------------|---------------|
| <u>VARIETY MEATS, FROZEN</u>               |  |             |                            |                   |                              |               |
| *17.                                       | Oxtail [ ] A NHP   | Lb.         | 465 Lbs.                   | \$____/lb.        | _____                        | _____         |
| <u>PROCESSED MEATS, Packers' 1st Grade</u> |  |             |                            |                   |                              |               |
| *18.                                       | Beef, ground, all beef skeletal, meat only and beef fat, no beef by-products in cello bag, 10-lb., fresh frozen, 85% lean, 15% fat [ ] A NHP | Lb.         | 5040 Lbs.                  | \$____/lb.        | _____                        | _____         |
| *19.                                       | Beef, Chop Suey Cut, 90% lean, 5/10 lb. per case, 1 1/2" X 1" X 1/8" pieces [ ] A NHP  | Lb.         | 2360 Lbs.                  | \$____/lb.        | _____                        | _____         |
| *20.                                       | Hamburger patties, 85% lean, 15% fat: 4 oz. each patty, frozen [ ] A NHP   | Lb.         | 370 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 21.  | Swiss Steak, 4-5 oz.   | Lb.         | 350 Lbs.                   | \$____/lb.        | _____                        | _____         |
| *22.                                       | Bologna, sausage, all beef and pork, large AC [ ] A NHP  | Lb.         | 590 Lbs.                   | \$____/lb.        | _____                        | _____         |
| *23.                                       | Frankfurters, skinless, 10 links/lb., <u>All beef</u> [ ] A NHP  | Lb.         | 370 Lbs.                   | \$____/lb.        | _____                        | _____         |
| *24.                                       | Franks, dinner (all meat) beef and pork, 4/lb. 10-12 lb./case [ ] A NHP  | Lb.         | 740 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 25.  | Sausage, pure pork, 16 links/lb., 6 to 10 lb. per ctn.   | Lb.         | 570 Lbs.                   | \$____/lb.        | _____                        | _____         |

**OFFER FORM**

**OF-4**

**Bidder**\_\_\_\_\_

| <u>Item No.</u>  | <u>Description</u>  | <u>Unit</u> | <u>Total Est. Quantity</u> | <u>Unit Price</u> | <u>Brand Name/ Packaging</u> | <u>Vendor</u> |
|--|---|-------------|----------------------------|-------------------|------------------------------|---------------|
| <b>PROCESSED MEATS, Packers' 1st Grade</b> (continued) |   |             |                            |                   |                              |               |
| *26.   | Sausage, Portuguese, pork, medium hot or mild, not over 20% fat, king size, minimum diameter 1-3/4", average 1 lb.<br>[ ] A NHP   | Lb.         | 930 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 27.  | Sausage, salami, all beef and pork, large, cooked   | Lb.         | 90 Lbs.                    | \$____/lb.        | _____                        | _____         |
| <b>CURED OR CANNED MEAT</b>                            |   |             |                            |                   |                              |               |
| 28.  | Bacon, packers' 1st grade, thin sliced & wrap, 1# layer pk only   | Lb.         | 310 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 29.  | Bacon, packers' 1st grade, thin sliced, 18 to 20 slices/lb.; 12, 15 or 25# layer pk ctn acceptable  | Lb.         | 420 Lbs.                   | \$____/lb.        | _____                        | _____         |
| *30.   | Corned beef brisket, deckle-off, institutional 10 to 14 lbs. each:<br>USDA Select<br>[ ] A NHP  | Lb.         | 140 Lbs.                   | \$____/lb.        | _____                        | _____         |
| *31.   | USDA Choice<br>[ ] A NHP  | Lb.         | 900 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 32.  | Ham, <b>WHOLE</b> , smoked, skinned, and trimmed, maximum fat 1/2", Packers' 1st grade, average 16 to 20 lbs.<br><br>Ham, canned or vacuum packed, whole, 00 packers' 1st grade, <u>no picnic</u> : | Lb.         | 530 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 33.  | Oval, 8 to 12 lbs.  | Lb.         | 410 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 34.  | Pullman, 9 to 10 lbs.   | Lb.         | 880 Lbs.                   | \$____/lb.        | _____                        | _____         |
| 35.  | Luncheon meat, 1st grade, 9/6 lb. case, pure pork only  | Lb.         | 620 Lbs.                   | \$____/lb.        | _____                        | _____         |
| <b>OFFER FORM</b>                                      |   |             | <b>OF-5</b>                | <b>Bidder</b>     | _____                        |               |

| <u>Item No.</u>            | <u>Description</u>   | <u>Unit</u> | <u>Total Est. Quantity</u> | <u>Unit Price</u> | <u>Brand Name/ Packaging</u> | <u>Vendor</u> |
|----------------------------|--|-------------|----------------------------|-------------------|------------------------------|---------------|
| <b><u>PORK, FROZEN</u></b> |  |             |                            |                   |                              |               |
| *36.                       | Pork, butt, boneless, individually wrapped, not more than 1/4" fat cover, 6 to 8 lbs.<br>[ ] A NHP | Lb.         | 3290 Lbs.                  | \$____/lb.        | _____                        | _____         |
| *37.                       | Pork, collar, individually wrapped<br>[ ] A NHP  | Lb.         | 2400 Lbs.                  | \$____/lb.        | _____                        | _____         |
| *38.                       | Pork, cellar-trimmed butt, individually wrapped, <b>must be</b> 4-1/2 to 7 lbs.<br>[ ] A NHP       | Lb.         | 60 Lbs.                    | \$____/lb.        | _____                        | _____         |
| *39.                       | Pork loin, #410, 1st grade, individually wrapped, not more than 1/4" fat, 10-14 lbs.<br>[ ] A NHP  | Lb.         | 750 Lbs.                   | \$____/lb.        | _____                        | _____         |
| *40.                       | Pork, spareribs, 3 lbs. under<br>[ ] A NHP   | Lb.         | 1200 Lbs.                  | \$____/lb.        | _____                        | _____         |
| *41.                       | Pork, ground, 90% lean, 10% fat<br>[ ] A NHP   | Lb.         | 470 Lbs.                   | \$____/lb.        | _____                        | _____         |
| *42.                       | Pork, Chop Suey Cut, 90% lean, 5/10 lb. per case, 1 1/2" X 1" X 1/8" pieces<br>[ ] A NHP           | Lb.         | 2120 Lbs.                  | \$____/lb.        | _____                        | _____         |

OFFER FORM

OF-6

Bidder\_\_\_\_\_

|                     |            |                       |        |
|---------------------|------------|-----------------------|--------|
| Total Est. Quantity | Unit Price | Brand Name/ Packaging | Vendor |
|---------------------|------------|-----------------------|--------|

|                 |                    |             |
|-----------------|--------------------|-------------|
| <u>Item No.</u> | <u>Description</u> | <u>Unit</u> |
|-----------------|--------------------|-------------|

**POULTRY, FROZEN**

Chicken, roasters, eviscerated, Grade A, individually wrapped:

|     |   |     |           |            |       |
|-----|---|-----|-----------|------------|-------|
| 43. | 4-5 lbs.  | Lb. | 1870 Lbs. | \$____/lb. | _____ |
| 44. | 5-6 lbs. (full<br>breasted)   | Lb. | 450 Lbs.  | \$____/lb. | _____ |
| 45. | Chicken breast, split,<br>Grade A, 6/5# carton  | Lb. | 60 Lbs.   | \$____/lb. | _____ |
| 46. | Chicken thighs, Grade A,<br>6/5 lb. only, 4-6 pcs/lb.                                 | Lb. | 6830 Lbs. | \$____/lb. | _____ |
| 47. | Chicken thighs, <u>boneless</u> ,<br>(skin-on), Grade A, 4/10 lb.<br>bag, 4-5 pcs/lb. | Lb. | 2900 Lbs. | \$____/lb. | _____ |
| 48. | Chicken, legs, boneless,<br>Grade A, 4/10 lbs. or<br>layer pack                       | Lb. | 1160 Lbs. | \$____/lb. | _____ |
| 49. | Turkey Roast, boned, rolled,<br>and tied, <u>raw (uncooked)</u> ,<br>6 to 9 lbs.      | Lb. | 550 Lbs.  | \$____/lb. | _____ |
| 50. | Turkey, boned, rolled, and<br>tied, raw, <u>salt free</u> ,<br>6 to 9 lbs.            | Lb. | 1000 Lbs. | \$____/lb. | _____ |
| 51. | Turkey, breast, fresh frozen,<br>12 to 16 lbs. each                                   | Lb. | 890 Lbs.  | \$____/lb. | _____ |
| 52. | Turkey, tom, eviscerated,<br>grade A, individually wrapped,<br>20-26 lbs. ea          | Lb. | 1150 Lbs. | \$____/lb. | _____ |
| 53. | Turkey, ground, raw, 2/10<br>lb./cs   | Lb. | 1100 Lbs. | \$____/lb. | _____ |

OFFER FORM

OF-7

Bidder

\_\_\_\_\_

## **SPECIAL PROVISIONS**

### **SCOPE**

The furnishing and delivering of Frozen Food as ordered by the following State agencies: Hawaii Youth Correctional Facility (HYCF), Hawaii State Hospital (HSH), Kalaupapa Settlement (KS), Hawaii Center for the Deaf and the Blind (SCS), Detention Home (DH), Leahi Hospital (LH), University High School (UH), and Maluhia Hospital (MH) shall be in accordance with these Special Provisions, the attached Specifications, and the General Terms and Conditions dated September 1, 1995 included by reference and made a part hereof. Copies of the General Terms and Conditions are available at the State Procurement Office, 1151 Punchbowl Street, Room 416, Honolulu, Hawaii.

### **TERM OF CONTRACT**

Contract shall be for the three-month period beginning July 1, 1997. The contract may be extended by mutual agreement for a period not to exceed one month.

### **BIDDER QUALIFICATION**

Each bidder must maintain an Oahu-based wholesale or retail business at the time of bidding with warehouse and inventory capabilities for supplying the items bid herein. Award(s) will not be made to any bidder failing to meet this qualification requirement.

### **MULTIPLE OR ALTERNATE BIDS**

An offeror may submit only one bid in response to a solicitation. If an offeror submits more than one bid in response to a solicitation, then all such bids will be rejected.

Similarly, an offeror may submit only one bid for each line item (if any) of a solicitation. If an offeror submits more than one bid per line item, then all bids for that line item will be rejected.

### **BID PREPARATION**

Offer Form, Page OF-1. Offeror is requested to submit its offer using offeror's exact legal name as registered with the Department of Commerce and Consumer Affairs, if applicable; and to indicate exact legal name in the appropriate space on Offer form, page OF-1. Failure to do so may delay proper execution of the contract.

Offeror's authorized signature shall be an original signature in ink. If Offer Form, page OF-1, is unsigned or the affixed signature is a facsimile or a photocopy, the offer shall be automatically rejected unless accompanied by other material, containing an original signature, indicating the offeror's intent to be bound.

Bid Price. Bid prices shall be based on delivery to destination and stacking of items in storage area as requested by using agencies. Bid price shall include all costs except the Hawaii General Excise Tax, currently 4%. The amount of the General Excise Tax may be added to the invoice as a separate line item and shall not exceed the current rate.

Tax Clearance. An **original or certified copy** of a tax clearance issued by the Hawaii State Department of Taxation (DOTAX) and the Internal Revenue Service (IRS) must be submitted with your sealed offer by the due date and time. The tax clearance shall be obtained on the attached two-part **Tax Clearance Application (Form A-6)** that combines DOTAX and IRS tax clearances.



The application may be mailed in or walked in to either the DOTAX or the IRS. The addresses for DOTAX and IRS district offices are listed on Form A-6. There is limited walk-in service at IRS Maui and Hawaii offices, and none on Kauai.

The DOTAX and IRS encourage the use of their mail-in service, in lieu of walk-in service. We recommend that you mail it to DOTAX where it will be processed and forwarded to the IRS. The process should be completed within twenty-one (21) calendar days. Use of the walk-in service may result in waiting in line at both agencies. Please call ahead to confirm availability of walk-in service from these agencies.

For your information, the tax clearance is valid for forty-five (45) days. If the DOTAX approves a tax clearance certificate on one date and the IRS approves it on another date, the 45-day period will begin with the later date. For example:

|                            |                   |
|----------------------------|-------------------|
| DOTAX approval stamp date: | 7/1/96            |
| IRS approval stamp date:   | 7/5/96            |
| Tax clearance valid:       | 7/5/96 to 8/18/96 |

The tax clearance submitted with your sealed offer must be valid on the solicitation legal ad date or any date thereafter up to the offer due date. A valid tax clearance received with your offer will remain valid for the contract award.

Since this is a new process, however, and a mail-in application is encouraged, we will accept for the purpose of this solicitation a completed SPO Form TEMP B, "Certification for Tax Clearance" in place of the DOTAX Form A-6, if you are unable to obtain a tax clearance by mail in time to include it with your sealed offer. See attached pink NOTICE for the SPO Form TEMP B.

Tax Liability. Work to be performed under this solicitation is a business activity taxable under Chapter 237, Hawaii Revised Statutes (HRS), and vendors are advised that they are liable for the Hawaii General Excise tax (GET) at the current 4% rate. If, however, an offeror is a person exempt by the HRS from paying the GET and therefore not liable for the taxes on this solicitation, offeror shall state its tax exempt status and cite the HRS chapter or section allowing the exemption.

Tax Equalization Provision. For evaluation purposes, pursuant to §103-53.5, HRS, as amended, the price offer submitted by an offeror not liable for the GET under this solicitation, shall be increased by the current rate of the GET. Under no circumstance shall the dollar amount of the award include the aforementioned adjustment.

Packaging. Bidder shall list packaging size or packing offered for each item bid. Acceptance of different poundage size, packaging size or packing from other than what is specified shall be at the option of the State. The total net weight of any item shall not include the packaging (i.e. box, wrapping, etc).

Offer Guaranty. A bid security deposit is not required for this bid.

Hawaii Products. A Hawaii Products preference is available for those items noted on the offer form. Refer to Section 3.1 B. of the General Terms and Conditions for information on the Hawaii products preference.

Brand Name. Bidder shall indicate the source and/or brand name(s) of each item bid.

Sample, Product Label and/or Written Statement Required. The bidder

shall, within five (5) calendar days of the State's request and at his own expense, submit sample, product label and/or written statement verifying that the item(s) bid meet specifications. Failure to do so shall be sufficient cause for rejection of bid. Any sample submitted for testing purpose will become the property of the State and will not be returned to the bidder.

The State will be the sole judge of the quality and suitability of the item(s) offered and its decision will be final.

Original Bid and Copy to be Submitted. Bidder shall submit one (1) original bid marked "Original" and a copy of the original marked "Copy". It is imperative to note that the bidder must submit only one original and a copy. DO NOT SUBMIT TWO ORIGINALS.

Offeror is encouraged to submit typewritten offers. If handwritten, it is should be clearly printed. Offeror is cautioned that illegible bids of any item(s) may be automatically rejected to avoid any errors in interpretation by the reviewers during the bid evaluation process. Bidders shall not be given an opportunity to clarify questionable prices, model number, etc.

#### **METHOD OF AWARD**

Award, if any, will be made on an individual item basis to the responsible bidder submitting the lowest unit bid price per item or, in cases of difference in packaging size, packing and/or Hawaii Products Preference, to the lowest evaluated unit bid price.

#### **EXECUTION OF CONTRACT**

Successful bidder(s) will receive a notice of award letter to which will be attached a State Procurement Office Price List listing the item(s) which the bidder has been awarded. This method of award does not waive compliance with specifications, special provisions, general terms and conditions of the bid.

#### **QUANTITIES**

Quantities for the contract period are estimated.

Estimates shown on this proposal are subject to change prior to award and the State reserves the right to increase or decrease the estimated quantity requirements. Increase or decrease in the estimated quantity shall be reflected in the price list to follow award.

#### **ORDERING, INVOICING AND DELIVERY**

The supplies required during the period of this agreement shall be ordered on purchase order forms supplied for that purpose by the State.

Unless otherwise specified on the purchase order, deliveries shall be made between the 1st and 15th day of each month.

Invoices shall be submitted directly to the ordering agencies.

#### **PRICE ADJUSTMENT**

During the contract period, the Contractor may request increase in contract price when substantial price increase of products is imposed upon the Contractor by his supplier. Such request must be made in writing to the Procurement Officer and must meet the following conditions:

1. Request for price increase shall be limited to the actual increase imposed upon the Contractor by the supplier of the products. (No allowances will be given for Contractor's increased labor or operating expenses.)
2. Contractor shall submit at the time of such written request, documentation or verification that the increase is the result of supplier increase in cost of the products. Documentation shall include Contractor's cost for products both at the time Contractor submitted his bid and at the time of request for price increase.
3. No price increase will be allowed for the first month of the contract. For the month of May, Contractor shall submit request for price increase, if any, by April 15, 1996. For the month of June, Contractor shall submit request for price increase, if any, by May 15, 1996.

Price increase, if any, shall be effective upon approval by the Procurement Officer; approval shall be made within ten (10) calendar days after receipt by the SPO.

#### **PAYMENT**

Section 103-10, HRS, provides that the State shall have thirty (30) calendar days after receipt of statement to make payment. For this reason, the State will reject any bid submitted with a condition requiring payment within a shorter period. Further, the State will reject any bid submitted with a condition requiring interest payments greater than that allowed by Section 103-10, HRS, as amended.

The State will not recognize any requirement established by the Contractor and communicated to the State after award of the contract, which requires payment within a shorter period, or interest payment not in conformance with statute.

#### **QUALITY OF GOODS**

In the event any products furnished by the Contractor should fail to conform to the specifications, or if the products delivered are received spoiled, stale, damaged or in a condition not fit for consumption or usage, the State reserves the right to reject such products. It shall become the duty of the Contractor to replace such rejected products immediately and without expense to the State. Should Contractor fail, neglect, refuse to do so, or if in the opinion of the State, it occurs too often, the State shall have the right to terminate the contract for default in accordance with the General Terms and Conditions.

Goods delivered shall have a "shelf life" typical to that type of commodity and whenever possible, goods should be noted with expiration dates.

#### **ADDITIONS AND EXCEPTIONS TO THE GENERAL TERMS AND CONDITIONS**

Approvals. Any agreement arising out of this offer is subject to the approval of the Department of the Attorney General as to form, and to all further approvals, including the approval of the Governor, required by statute, regulation, rule, order, or other directive.

Cancellation of Solicitations and Rejection of Offers. The solicitation may be canceled or the offers may be rejected, in whole or in part, when in the best interest of the purchasing agency, as provided in Sections 3-122-95 through 3-122-97, Hawaii Administrative Rules.

General Terms and Conditions Not Applicable. Sections 2.11 and 2.14 of the General Terms and Conditions which apply specifically to the Request for Proposals method of source selection are not applicable to Invitation for Bids. Also Sections 2.10 and 2.13 which apply specifically to the Invitation

for Bids method of source selection are not applicable to Requests for Proposals.

Records Retention. The Contractor and any subcontractors shall maintain the books and records that relate to the Agreement and any cost or pricing data for three (3) years from the date of final payment under the Agreement.

06/03/96

**FROZEN FOOD  
JULY, AUGUST, AND SEPTEMBER 1997  
IFB-97-242-O**

Procurement Officer  
State Procurement Office  
State of Hawaii  
Honolulu, Hawaii 96813

Dear Sir:

The undersigned has carefully read and understands the terms and conditions specified in the Specifications and Special Provisions attached hereto, and in the General Terms and Conditions dated September 1, 1995 by reference made a part hereof and available upon request; and hereby submits the following offer to perform the work specified herein, all in accordance with the true intent and meaning thereof.

The undersigned further understands and agrees that by submitting this offer, 1) he/she is declaring his/her offer is not in violation of Chapter 84, Hawaii Revised Statutes, concerning prohibited State contracts, and 2) he/she is certifying that the price(s) submitted was (were) independently arrived at without collusion.

Date: \_\_\_\_\_

Respectfully submitted,

Telephone No.: \_\_\_\_\_

Fax No.: \_\_\_\_\_

\_\_\_\_\_  
Exact Legal Name of Offeror

Payment address, if other than  
street address at right:

\_\_\_\_\_  
Authorized Signature (Original)

\_\_\_\_\_  
Title

\_\_\_\_\_  
Hawaii General Excise Tax Lic.  
I.D. No.: \_\_\_\_\_

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
Social Sec. or Federal I.D. No.:

\_\_\_\_\_  
City, State, Zip Code

If offeror shown above is a "dba" or a "division" of a corporation, furnish the exact legal name of the corporation under which the contract, if awarded, will be executed:

\_\_\_\_\_  
Offeror is: \_\_\_ Individual \_\_\_ Partnership \_\_\_ Corporation \_\_\_ Joint Venture

State of incorporation: Hawaii \_\_\_\_\_ \*Other \_\_\_\_\_

\*If "other", is corporate seal available in Hawaii? \_\_\_\_ Yes \_\_\_\_ No

OFFER FORM

OF-1